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JC803  
09/599594  
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JC834 U.S. PTO  
09/599594  
06/22/00

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June 22, 2000

WRITER'S DIRECT NUMBER:

INTERNET ADDRESS:  
sziska@skgf.com

Commissioner for Patents  
Washington, D.C. 20231

**Box Patent Application**

Re: U.S. Non-Provisional Patent Application under 37 C.F.R. § 1.53(b)  
Appl. No. *to be assigned*; Filed: June 22, 2000  
For: **Improved Primers and Methods for the Detection and Discrimination  
of Nucleic Acids**  
Inventors: NAZARENKO *et al.*  
Our Ref: 0942.4980002/RWE/SEZ

Sir:

The following documents are forwarded herewith for appropriate action by the U.S.  
Patent and Trademark Office:

1. USPTO Utility Patent Application Transmittal Form (PTO/SB/05);
2. U.S. Utility Patent Application entitled:

**Improved Primers and Methods for the Detection and Discrimination of  
Nucleic Acids**

Commissioner for Patents

June 22, 2000

Page 2

and naming as inventors:

Irina NAZARENKO

Ayoub RASHTCHIAN

the application consisting of:

- a. A specification containing:
    - i. 84 pages of description prior to the claims;
    - ii. 11 pages of claims (55 claims);
    - iii. a one (1) page abstract;
  - b. 19 sheets of drawings: (Figures 1-4, 5a-5c, 6-17);
  - c. 11 pages of a paper copy of the sequence listing;
  - d. A computer readable copy of the sequence listing. In accordance with 37 C.F.R. § 1.821(f), the paper copy of the sequence listing and the computer readable copy of the sequence listing submitted herewith in the above application are the same;
3. Authorization to Treat a Reply As Incorporating An Extension of Time Under 37 C.F.R. § 1.136(a)(3) (*in duplicate*); and
  4. Two (2) return postcards.

It is respectfully requested that, of the two attached postcards, one be stamped with the filing date of these documents and returned to our courier, and the other, prepaid postcard, be stamped with the filing date and unofficial application number and returned as soon as possible.

Commissioner for Patents

November 3, 2000

Page 2

7. Return postcard; and
8. Our Check No. 29339 for \$ 2544.00 to cover:
  - \$ 710.00 Filing Fee for Patent Application (37 C.F.R. § 1.16)
  - \$ 1594.00 Fee for excess claims (37 C.F.R. § 1.16)
  - \$ 130.00 Surcharge for late filing of Declaration (37 C.F.R. § 1.16)
  - \$ 110.00 For extension of time fees under 37 C.F.R. § 1.136.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Suzanne E. Ziska  
Agent for Applicants  
Registration No. 43,371

SEZ:vcf

P:\USERS\SZISKA\0942.0000000\0942.4980002\ntfmp transmittal  
SKGF Rev. 4/27/00

Commissioner for Patents

June 22, 2000

Page 3

This patent application is being submitted under 37 C.F.R. § 1.53(b) without Declaration and without filing fee.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Suzanne E. Zilk

Suzanne E. Ziska  
Agent for Applicants  
Registration No. 43,371

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Please type a sign(+) inside this box



PTO/SB/05 (2/98)

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1993, persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <i>(Only for new nonprovisional applications under 37 CFR § 1.53(b))</i>	Attorney Docket No.	0942.4980002/RWE/SEZ
	First Inventor or Application Identifier	NAZARENKO et al.
	Title	Improved Primers and Methods for the Detection and Discrimination of Nucleic Acids
	Express Mail Label No.	

<b>APPLICATION ELEMENTS</b> <i>See MPEP chapter 600 concerning utility patent application contents.</i>	<b>ADDRESS TO:</b> Assistant Commissioner for Patents Box Patent Application Washington, DC 20231
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1. ☐ \* Fee Transmittal Form (e.g., PTO/SB/17)  
*(Submit an original, and a duplicate for fee processing)*

2. ☒ Specification [Total Pages 96 ]  
*(preferred arrangement set forth below)*  
- Descriptive title of the invention  
- Cross References to Related Applications  
- Statement Regarding Fed sponsored R & D  
- Reference to Microfiche Appendix  
- Background of the Invention  
- Brief Summary of the Invention  
- Brief Description of the Drawings *(if filed)*  
- Detailed Description  
- Claim(s)  
- Abstract of the Disclosure

3. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 19 ]

4. ☐ Oath or Declaration [Total Pages    ]

a. ☐ Newly executed (original or copy)

b. ☐ Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional with Box 17 completed)*  
*[Note Box 5 below]*

i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR §§ 1.63(d)(2) and 1.33(b).

5. ☐ Incorporation By Reference *(useable if Box 4b is checked)*  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. ☐ Microfiche Computer Program *(Appendix)*

7. Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all necessary)*

a. ☒ Computer Readable Copy

b. ☒ Paper Copy (identical to computer copy)

c. ☒ Statement verifying identity of above copies

#### ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & document(s))

9. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney  
*(when there is an assignee)*

10. ☐ English Translation Document *(if applicable)*

11. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations

12. ☐ Preliminary Amendment

13. ☒ (2) Return Receipt Postcard (MPEP 503)  
*(Should be specifically itemized)*

14. ☐ \*Small Entity Statement(s) ☐ Statement filed in prior application, Status still proper and desired  
*(PTO/SB/09-12)*

15. ☐ Certified Copy of Priority Document(s)  
*(if foreign priority is claimed)*

16. ☒ Other: 37 C.F.R. § 1.136(a)(3) Authorization

☐ Other:

\*NOTE FOR ITEMS 1 & 14: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

☐ Continuation ☐ Divisional ☐ Continuation-in-Part (CIP) of prior application No:        /       

Prior application information: Examiner                      Group/Art Unit:                     

#### 18. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

*(Insert Customer No. or Attach bar code label here)*

or ☒ Correspondence address below

NAME	STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.				
	Attorneys at Law				
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CITY	Washington	STATE	DC	ZIP CODE	20005-3934
COUNTRY	USA	TELEPHONE	(202) 371-2600	FAX	(202) 371-2540

NAME (Print/Type)	Suzanne E. Ziska	Registration No. (Attorney/Agent)	43,371
SIGNATURE	<i>Suzanne E. Ziska</i>	Date	June 22, 2000

**FEE TRANSMITTAL  
for FY 2001**

Patent fees are subject to annual revision.

**Complete if Known**

Application Number	09/599,594
Filing Date	June 22, 2000
First Named Inventor	Irina Nazarenko
Examiner Name	To Be Assigned
Group Art Unit	To Be Assigned
Attorney Docket No.	0942.4980002/ RWE/SEZ

TOTAL AMOUNT OF PAYMENT (\$ 2544.00)

**METHOD OF PAYMENT (check one)**

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:

Deposit Account Number 19-0036

Deposit Account Name Sterne, Kessler, Goldstein & Fox P.L.L.C.

- ☐
- Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

- ☐
- Applicant claims small entity status See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☒ Other\*

\*Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.

**FEE CALCULATION****1. BASIC FILING FEE**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	710.00
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$ 710.00)

**2. EXTRA CLAIM FEES**

Extra Fee from below Fee Paid

Total Claims 58 - 20\*\* = 38 X 18.00 = 684.00

Indep. Claims 11 - 3\*\* = 8 X 80.00 = 640.00

Multiple Dependent 270 = 270.00

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim
108	80	208	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 1594.00)

\*\* or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee paid
105	130	205	65	Surcharge - late filing fee or oath	130.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	110.00
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	481	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify):

Other fee (specify):

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 240.00)

**SUBMITTED BY****Complete (if applicable)**

Name (Print/Type)	Suzanne E. Ziska	Registration No. (Attorney/Agent)	43,371	Telephone	202-371-2600
Signature	<i>Suzanne E. Ziska</i>	Date	November 3, 2000		

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